



DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION

(Original) (Supplemental) (Substitute) (PCT) (Design)

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE: NON-ETALON WAVELENGTH LOCKING SUB-ASSEMBLY AND ASSOCIATED
METHODS

of which is described and claimed in:

(the attached specification, or

(the specification in the application Serial No. 10/033,171 filed 12/28/2001,

and with amendments through _____ (if applicable), or

(the specification in International Application No. PCT/_____, filed _____,

and as amended on _____ (if applicable).

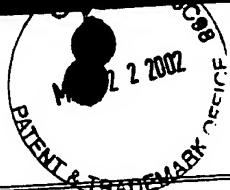
I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 19 (and § 172 if this application is for a Design) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NO.	DATE OF FILING	PRIORITY CLAIMED

I hereby claim the benefit under Title 35, United States Code, §§ 119 and 120 any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:



APPLICATION SERIAL NO.	U.S. FILING DATE	STATUS: PATENTED, PENDING, ABANDONED
60/325,541	10/1/2001	PROVISIONAL

And I hereby appoint Susan S. MORSE, Reg. no. 35,292 as attorney to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

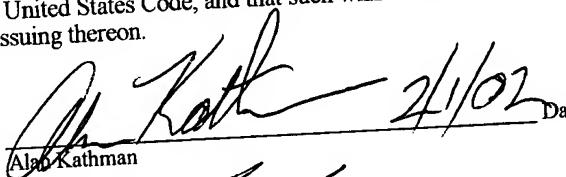
Kindly direct all correspondence to: **DIGITAL OPTICS CORPORATION.**
9815 David Taylor Drive
Charlotte, NC 28262

Telephone (704) 887-3100

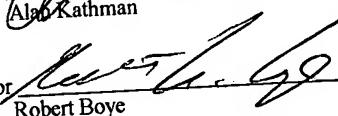
Full Name of 1st Inventor	FAMILY NAME Kathman	FIRST GIVEN NAME Alan	SECOND GIVEN NAME D.
Residence & Citizenship	CITY Charlotte	STATE OR COUNTRY NC	COUNTRY OF CITIZENSHIP USA
Post Office Address	ADDRESS 4700 Lone Tree Lane	CITY Charlotte	STATE OR COUNTRY ZIP CODE NC 28269
Full Name of 2nd Inventor	FAMILY NAME Boye	FIRST GIVEN NAME Robert	SECOND GIVEN NAME Russell
Residence & Citizenship	CITY Charlotte	STATE OR COUNTRY NC	COUNTRY OF CITIZENSHIP USA
Post Office Address	ADDRESS 8352 Dunstaff Road	CITY Charlotte	STATE OR COUNTRY ZIP CODE NC 28269

I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1st Inventor

 2/1/02 Date
Alan Kathman

2nd Inventor

 1-28-02 Date
Robert Boye

Applicant Reference No.: DOC.073